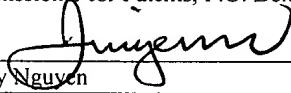


CERTIFICATE OF MAIL

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Jinny Nguyen

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

APPEAL NO:

In Re Application of:

Date: May 6, 2005

Eric C. ANDERSON

Confirmation No.: 4003

Serial No: 09/752,082

Group Art Unit: 2157

Filed: December 29, 2000

Examiner: Coffy, Emmanuel

For: META-APPLICATION ARCHITECTURE FOR INTEGRATING PHOTO-SERVICE
WEBSITES FOR BROWSER-ENABLED DEVICES

APPEAL BRIEF

05/10/2005 MAHMED1 00000071 09752082

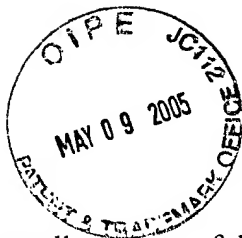
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Stephen G. Sullivan
Attorney for Appellant
Sawyer Law Group, LLP
2465 E. Bayshore Road, Suite 406
Palo Alto, CA 94303

TABLE OF CONTENTS

I. REAL PARTY IN INTEREST	1
II. RELATED APPEALS AND INTERFERENCES	2
III. STATUS OF CLAIMS	3
IV. STATUS OF AMENDMENT	4
V. SUMMARY OF CLAIMED SUBJECT MATTER.....	5
VI. GROUNDS OF REJECTION TO BE REVIEWED ON APPEAL	7
VII. ARGUMENTS.....	8
<i>A. Summary of the Applied Rejections</i>	<i>8</i>
<i>B. The Cited Prior Art.....</i>	<i>9</i>
<i>C. Independent Claims 1 and 12 Are Allowable Over LeMole.</i>	<i>9</i>
<i>D. Summary of Arguments.....</i>	<i>14</i>
APPENDIX A	i
APPENDIX B (EVIDENCE - NONE)	x
APPENDIX C (RELATED PROCEEDINGS – NONE)	xi



I. REAL PARTY IN INTEREST

Appellant respectfully submits that IPAC Acquisition Subsidiary I, LLC is the real party in interest.

II. RELATED APPEALS AND INTERFERENCES

Appellant states that no such proceeding exists.

III. STATUS OF CLAIMS

Claims 1-37 are pending and stand rejected. Claim 17 and claim 22 were amended to correct typographical errors. Accordingly, claims 1-37 are on appeal and all applied rejections concerning those claims are herein being appealed.

IV. STATUS OF AMENDMENT

In a response after final rejection filed on December 10, 2004, Appellant amended claim 22 to correct a typographical error. In the Advisory Action mailed on January 27, 2005, the Examiner did not enter the amendment notwithstanding that the proposed amendment would merely place claim 22 in better form for appeal.

V. SUMMARY OF CLAIMED SUBJECT MATTER

The present invention provides a meta-application architecture for allowing photo-service websites to receive and send images to and from a wide range of client device types, and for integrating the services of the photo-service sites for access by users of the client devices. The present invention also allows web applications running in a web browser on the client devices to access all of the user's image files regardless of whether the image files are stored on the client device or on sites on the Internet, thereby enhancing imaging services provided to the client devices. (Specification, page 8, lines 3-10).

In independent claim 1, a method for integrating web photo-services for a browser-enabled device is provided. Referring to FIG. 1 and FIG. 2A of the Specification, the method includes providing a server 20 that communicates with the device 12 over a network 16. The server 20 associates images stored on at least one photo-service site 14 with a user account (step 100) and receives from the device 12 an inventory of images stored on the device 12. (Step 102, Specification, page 14, lines 8-18). Once communication between the client device 12 and the server 20 has been established, the server 20 provides an image-related web application 42 to the device 12 (steps 104 & 106; Specification, page 14, line 19 to page 15, line 6). The web application 42 requires access to the user's images, and therefore asks the server 20 what images are available for the user (step 108; Specification, page 15, lines 8-9). In response, the server 20 provides a list of the images associated with the user's account to the web application (step 110; Specification, page 15, line 12-14). Referring to FIG. 3, the list 50 includes an image reference 56 for each image and an indication of whether each image is stored on the device or on the photo-service site 58, such that the web application 42 may perform at least one function on the

user's images regardless of where the images are stored. (Specification, page 15, line 15 to page 16, line 14).

Independent claim 12 is directed to a system for integrating web photo-services for a browser-enabled device. The system comprises means for providing the server 20, means for associating the images stored in the photo-service sites with a user account, means for receiving the inventory of images stored on the device from the device, means for providing the web application to the device, and means for providing the list of the images associated with the user's account to the web application. The means for associating, receiving, providing the web application and providing the list of images is embodied in the image gateway 18 (FIG. 1) and its components, including the gateway server 20, the meta application 22 and the site adaptors 24.

Referring again to FIG. 1, independent claim 22 is directed to an online system comprising a client device 12, and a server 20 in communication with the client device 12 over a network 16. The server 20 associates files uploaded from the client device 12 with a particular user, transmits user files to a remote server for storage, and supplies a web application 42 to the client device 12 (Specification, page 19, line 8 to page 20, line 3). A browser running on the client device 12 interacts with the web application and is customized to report the user files stored on the client device to the server (Specification, page 14, lines 8-13).

Independent claim 28 is directed to a method for allowing a web application to access image files stored on both a client device and distributed across remote locations. The steps of the method are described throughout the Specification (as discussed above) and in FIG. 2A.

VI. GROUNDS OF REJECTION TO BE REVIEWED ON APPEAL

Claims 1-37 were rejected under 35 USC §102 (b) as being anticipated by LeMole et al.
(US 6,009,410).

VII. ARGUMENTS

A. Summary of the Applied Rejections

In the Final Office Action, the Examiner rejected claims 1-37 under 35 USC §102 (b) as being anticipated by LeMole et al. (US 6,009,410) (LeMole). In so doing, the Examiner stated:

a) Claims 1 and 12

As for above claims, a method and apparatus claims respectively, the recitation pertains to a system for integrating web photo-services for a browser-enabled device. The system is composed of a server communicating with a device over a network and associating images stored on a photo-service site with a user account. Transactions such as receiving from the device inventory of images stored on the device and providing image-related web application to the device are interactively performed.

LeMole discloses such a system in Fig. 1 as a server (110, 111) connected to the Internet (103) and is accessed by the user at client terminal (101) through that client terminal browser's program. See column 4, lines 5-16. A client terminal with a browser's program could be any system so equipped. As a matter of fact, small devices such as cell phones are now browser enabled and hence may perform such task as selecting a web application if so programmed.

The user is connected to an Internet service provider (IASP 102) or photo-service site with a user account receiving not just images but banner, video-clip, a composite page. See column 5, lines 3-5. These sites (IASP or photo-service site) often provide interactive games geared in combination with self-advertising the provider's services and/or products. See column 3, lines 62-65. A photo-service site with a user account is nothing other than an Internet Service Provider (ISP).

Furthermore, in according with the invention a Content server (108) comprising a web site (110) and an associated separate server (111) is disclosed. LeMole also teaches using "push" technology, transmitted over the Internet to client terminal for storage within a cache to be immediately ready for display to that user as soon as he or she enters the commercial mode. See column 6, lines 28-31.

LeMole's system teaches a server communicating with a device over a network, associating images stored on an ISP site, the client's terminal interactively communicating with the server receiving image-related web application and providing a list of images associated with a client's account. Thus, LeMole is indistinguishable from the present invention. It follows that LeMole reads on the subject invention clearly anticipating it; above claims are

thus rejected.

In the first Office Action, the Examiner stated that claims 22-37 did not “teach or define any significantly new limitation above and beyond claims 1-21 to warrant particular treatment, and therefore are rejected for similar reasons.”

B. The Cited Prior Art

LeMole teaches a method and system for presenting customized advertising to a user. LeMole teaches that a user at a client terminal is connected to an Internet access service provider (IASP), and thence to the Internet (Col. 1 lines 16-18). LeMole provides a customized advertising repository (CAR) that is accessible by the user’s client terminal through the terminal browser. When the user accesses his or her customized ad repository through the browser, a composite advertising page is dynamically configured by the CAR server for that particular user based on that user’s previously provided user profile, or the page can be dynamically configured on a context dependent basis determined from the particular web site or sites that the user has accessed prior to entering the commercial context mode. The composite page is configured from a database associated with the CAR server which stores images, banners, animation, etc., from a plurality of advertisers (Col. 2 lines 12-36 and Col. 4, lines 49-54).

C. Independent Claims 1 and 12 Are Allowable Over LeMole.

Applicant respectfully submits that LeMole fails to teach or suggest each and every element of independent claims 1 and 12. In particular, LeMole fails to teach or suggest “receiving from the device an inventory of images stored on the device,” as recited in claims 1 and 12. In the present invention, the client device sends an inventory of images stored on the

device to the server. Appellant respectfully submits that LeMole provides no teaching or suggestion that an “inventory of images” is sent *from the device* to the CAR server. Instead, the images displayed on the composite page in LeMole are retrieved from a database, which is associated with the CAR server, not the client device, that stores the images from the advertisers.

In the Final Office Action, the Examiner contends that LeMole suggests this feature by the user providing a profile of interests when registering on-line for the first time for the service and that a profile page is returned to the client terminal that displays an icon for images. The Examiner contends that the images icon shown with the profile “suggests” that the client may provide images as part of the profile. Appellant disagrees.

Firstly, Appellant asserts that the standard under §102 is that a reference teach, not suggest, the claimed limitation. Under this standard, the Office must particularly point out how the cited portion of LeMole teaches (either explicitly or inherently) “receiving from the device an inventory of images stored on the device,” which it has failed to do. Notwithstanding relying on improper grounds for the anticipation rejection, the Examiner fails to explain what motivation or suggestion, if any, a list of images would play in a user's advertising profile or how images might play a role in defining a profile needed to support an obviousness rejection under §103. Because LeMole never once describes the icon's purpose, it is difficult to know what the purpose is. Indeed, one possibility for the “image” icon is that it is a standard toolbar icon used by browsers, in particular by Netscape Navigator™, to allow for the displaying of downloaded images after a user has turned off the Browser's capability to automatically download such images to improve response time. Regarding the Examiner's reliance on LeMole's user profile is rejecting claims 1 and 12, according to LeMole, a user profile is a collection of demographic information and user

interests (col. 4, lines 35 et seq.). What role images could play is not described or suggested by LeMole or the Examiner. Moreover, Appellant respectfully submits that LeMole's "images" icon is not related to uploading an inventory of images from the device (on which the Browser is running) to a server. Accordingly, Appellant respectfully submits that LeMole's "images" icon and "user profile" relied upon in the rejection of claims 1 and 12 have nothing whatsoever to do with the receiving from the device of an inventory of images stored on the device (on which the Browser is running) to a server as the Examiner asserts.

LeMole further fails to teach or suggest "providing an image-related web application to the device over the network, the web application requiring *access to the user's images*," and/or "providing a list of the *images associated with a user's account* to the web application," as recited in claims 1 and 12. Even if the CAR server itself is considered a Web application, which it is not, the server requests mages from its associated database provided by advertisers that meet the stated interest and demographics of the user, rather than images from the user of the terminal (or device).

LeMole further fails to teach or suggest "providing a list of the images associated with a user's account to the web application, wherein the list of images includes an image reference for each image and an indication of whether each image is stored on the device or on the photo-service site," as recited in claims 1 and 12. LeMole teaches providing hyperlinks to the advertising sites of each of the combined advertisers, but LeMole fails to teach or suggest that the page includes links to the advertiser's images, rather than links to the web sites of the advertiser. Moreover, nowhere in LeMole is it taught that the page includes an indication of whether an image is stored on the device or on the photo-service site, as the claims require. Because LeMole is not related to servicing images of the user, it is naturally silent as to the user's terminal storing

images. Images in LeMole only belong to the advertisers and are only stored in one place, the CAR server.

Furthermore, it follows from the above that if an inventory of images stored on the device is not received, there can be no “indication of whether each image is stored *on the device* or on the photo-service site” in the recited list of the images associated with a user's account, as claims 1 and 12 require. Indeed, because all of the images in LeMole's arrangement are gathered from database 113, such an indication would be redundant and unnecessary.

Finally, Appellant respectfully submits that LeMole's system is simply unrelated to the present invention because LeMole fails to teach or suggest a method and system “for integrating web photo-services for a browser-enabled device,” as recited in the preamble of claim 1 and claim 12. In the rejection, the Examiner contends that LeMole's disclosure of an IASP to be analogous to a “photo-service site”. In the present invention, however, photo-service sites are defined as “sites on the Internet that provide different types of digital imaging services”. For example, one photo-service site 14 may provide an image hosting service, while another photo-service site 14 provides image printing services, for instance” (page 8, line 14). In contrast, an IASP is described in LeMole as providing the user's client terminal with Internet access. LeMole states “illustratively, IASP 102 can be an access provider such as AT&T WorldNet (SM) on-line service” (Col. 3, lines15-27). It is respectfully submitted that a service such as AT&T WorldNet does not meet the definition of a “photo-service site” that enables a user to upload photos for storage and online sharing.

In response, the Examiner argues that LeMole's system teaching a server communicating with a device over a network, and associating images stored on an ISP site is indistinguishable from the present invention. To support this position, the Examiner seems to define a photo-

sharing site as any site that serves images. Appellant respectfully submits that this view is overly broad and much broader than the plain meaning of a photo-sharing site as generally understood by those of ordinary skill in the art, which is reflected by the definition set forth in the application (e.g., see page 1, lines 16-24). The Examiner indicates that a user can download any image and is free to share it. Nevertheless, the plain meaning of the term "photo-sharing service" is an account that allows the user to import/upload his or her photos into the service where the photos are accessible via the web (typically a browser) to other users. Appellant respectfully asserts that an ordinary web site that serves images does not meet this definition.

To support further the position that LeMole's IASP is analogous to the present invention's photo-service site, the Examiner points out that LeMole teaches a movie company that advertises its motion pictures may be a user of LeMole's service. The Examiner then states that nothing prevents a client from storing the image or sharing it once stored. While that may be true, claims 1 and 12 go on to recite, among other things, "receiving from the device an inventory of images stored on the device" and "providing a list of the images associated with a user's account to the web application, wherein the list of images includes an image reference for each image and an indication of whether each image is stored on the device or on the photo-service site." Based on the reasoning above, Appellant respectfully submits that LeMole fails to teach or suggest either of these features.

The above arguments apply with full force and effect to independent claims 22 and 28. For example, claim 22 recites, among other things, a "server for associating files uploaded from the client device with a particular user and for transmitting the user files to a remote server for storage, the server further for supplying a web application to the client device". As discussed above, LeMole neither describes uploading user files from the client device to the server nor the

server supplying a web application to the client device. Moreover, as discussed in conjunction with rejections of claims 1 and 12 above, LeMole also fails to describe that the “server provides the web application with a list identifying the user's files that are stored on both the client device and the remote server, such that the web application may operate on all of the user's files regardless of the files’ storage location”, as recited in claim 22.

Regarding claim 28, this claim recites features similar to the subject matters of claims 1 and 12, including “a gateway server that communicates with the client device and associates images from the client device with a user account” and sending to a “web application from the gateway server a list of image references corresponding to the user's images, wherein each image reference identifies one of the user's images and whether the image is stored on the client device or on a remote server, such that the image references allow the web application to sort and select the images to carry out a predefined function even though the web application is not given access directly to the user's images”. Accordingly, claim 28 is considered allowable for at least the same reasons put forth above with respect to claims 1 and 12.

In view of the foregoing, it is submitted that claims 1, 12, 22 and 28 are allowable over the cited references. Claims 2-11, 13-21, 23-27, and 29-37 depend from claims 1, 12, 22 and 28, respectively, and are allowable because they are dependent upon allowable independent claims.

D. Summary of Arguments

For the reasons set forth above, Appellant respectfully submits that the claims 1-37 are allowable over the cited reference. Appellant respectfully requests that the final rejection of claims 1-37 be reversed.

Note: For convenience of detachment without disturbing the integrity of the

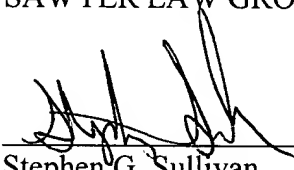
remainder of pages of this Appeal Brief, Appellants' APPENDICES A-C are attached on separate sheets following the signatory portion of this Appeal Brief.

This Brief is being submitted in triplicate, and authorization for payment of the required Brief fee is contained in the cover letter for this Brief. Please charge any fee that may be necessary for the continued pendency of this application to Deposit Account No. 02-2120 (Sawyer Law Group LLP).

Respectfully submitted,
SAWYER LAW GROUP LLP

May 6, 2005

Date



Stephen G. Sullivan
Attorney for Appellant
Reg. No. 38,329
(650) 493-4540

APPENDIX A

CLAIMS

1 (Original) A method for integrating web photo-services for a browser-enabled device, comprising the steps of:

- (a) providing a server that communicates with the device over a network;
- (b) associating images stored on at least one photo-service site with a user account;
- (c) receiving from the device an inventory of images stored on the device;
- (d) providing an image-related web application to the device over the network, the web application requiring access to the user's images; and
- (e) providing a list of the images associated with a user's account to the web application, wherein the list of images includes an image reference for each image and an indication of whether each image is stored on the device or on the photo-service site, such that the web application may perform at least one function on the users images regardless of where the images are stored.

2 (Original) A method of claim 1 further including the step of allowing the user to select the web application from the browser-enabled device.

3 (Original) A method of claim 2 further including the step of:

for images that are identified in the list as being stored locally on the browser-enabled device, generating by the web application a reference that comprises a file path to the image in the browser-enabled device along with a resize command; and

for images that are identified in the list as being stored on a remote server, requesting a reference to a resized image from the server.

4 (Original) A method of claim 3 further including the steps of:

for images that are identified in the list as being stored on a remote server, configuring the server to fetch the image from the indicated location;

resizing and converting the image to the required format, and

passing a URL to the resized and converted image back to the web application for insertion into a web page that is transmitted from the web application to the browser-enabled device.

5 (Original) A method of claim 4 further including the step of interpreting by the web browser the references from the web application and rendering the images on the browser-enabled device.

6 (Original) A method of claim 5 further including the steps of:

allowing by the web application the user to select from among the displayed images; and performing a function on the selected images.

7 (Original) A method of claim 6 further including the step of providing a customized web browser for reporting the content of the browser-enabled device to the server.

8 (Original) A method of claim 7 further including the step of configuring the customized

browser to report the image contents of the browser-enabled device automatically.

9 (Original) A method of claim 7 further including the step of configuring the customized browser to report the image contents of the browser-enabled device by request.

10 (Original) A method of claim 9 further including the step of showing available web applications to the user via hyperlinks on a web page.

11 (Original) A method of claim 10 further including the step of including metadata for each image in the list sent from the server to the web application.

12 (Original) A system for integrating web photo-services for a browser-enabled device comprising:

means for providing a server that communicates with the device over a network;

means for associating images stored on at least one photo-service site with a user account;

means for receiving from the device an inventory of images stored on the device;

means for providing an image-related web application to the device over the network, the web application requiring access to the user's images; and

means for providing a list of the images associated with a user's account to the web application, wherein the list of images includes an image reference for each image and an indication of whether each image is stored on the device or on the photo-service site, such that the web application may perform at least one function on the users images regardless of where the images are stored.

13 (Original) A system of claim 12 wherein the user selects a web application from the browser-enabled device.

14 (Original) A system of claim 13 wherein for images that are identified in the list as being stored locally on the browser-enabled device, the web application generates a reference that comprises a file path to the image in the browser-enabled device along with a resize command, and for images that are identified in the list as being stored on a remote server, the web application requests these images from the server.

15 (Original) A system of claim 14 wherein the server further functions to;
for images that are identified in the list as being stored on a remote server, the server fetches the image from the indicated location;
resizes and converts the image to the required format, and
passes a URL to the resized and converted image back to the web application for insertion into a web page that is transmitted from the web application to the browser-enabled device.

16 (Original) A system of claim 15 wherein the web browser interprets the references from the web application and renders the images on the browser-enabled device.

17 (Previously Presented) A system of claim 16 wherein the web application allows the user to select from among the displayed images and performs a function on the selected images.

18 (Original) A system of claim 17 wherein the web browser is configured to report the

image contents of the browser-enabled device automatically.

19 (Original) A system of claim 18 wherein the web browser is configured to report the image contents of the browser-enabled device by request.

20 (Original) A system of claim 19 wherein available web applications are shown to the user via hyperlinks on a web page.

21 (Original) A system of claim 20 wherein metadata for each image is included in the list sent from the server to the web application.

22 (Original) An online system comprising:

a client device having user files stored thereon;

a server in communication with the client device over a network, the server for associating files uploaded from the client device with a particular user and for transmitting the user files to a remote server for storage, the server further for supplying a web application to the client device; and

a browser running on the client device for interacting with the web application, wherein the browser is customized to report the user files stored on the client device to the server, wherein when requested, the second server provides the web application with a list identifying the user's files that are stored on both the client device and the remote server, such that the web application may operate on all of the user's files regardless of the files' storage location.

23 (Original) A online system of claim 22 wherein the files comprise image files.

24 (Original) A online system of claim 23 wherein the web application performs imaging related function on the image files.

25 (Original) A online system of claim 24 wherein the remote server comprises a web site separate from the server.

26 (Original) A online system of claim 25 wherein the client device comprises an image capture device.

27 (Original) A online system of claim 26 including a plurality of client devices that communicate data in different formats, and a plurality of online photo service sites, wherein each of the photo service sites utilize different data models, the server further including; a meta-application for defining a common data model format for the different formats of the photo service sites, such that when a request is received from a client device for photo services from a particular photo service site, the request is passed to the photo service site, and wherein when a response from the photo service site is received, the response is converted from the data model of the photo service site to the common data model format, the converted request is then presented to the requesting client device in the data format required by the requesting client device.

28 (Original) A method for allowing a web application to access image files stored on both a client device and distributed across remote locations, the method comprising the steps of:

- (a) providing a gateway server that communicates with the client device and associates images from the client device with a user account;
- (b) providing the client device with a customized browser that is capable of reporting the image contents of the device to the gateway server;
- (c) connecting the client device with a web application;
- (d) receiving a request by the gateway server from the web application asking what images are available for the user; and
- (e) sending to the web application from the gateway server a list of image references corresponding to the user's images, wherein each image reference identifies one of the user's images and whether the image is stored on the client device or on a remote server, such that the image references allow the web application to sort and select the images to carry out a predefined function even though the web application is not given access directly to the user's images.

29 (Original) A method of claim 28 further including the step of allowing the user to select a web application from the client device.

30 (Original) A method of claim 29 further including the step of:

for images that are identified in the list as being stored locally on the client device, generating by the web application a reference that comprises a file path to the image in the client device along with a resize command; and

for images that are identified in the list as being stored on a remote server, requesting the image from the gateway server.

31 (Original) A method of claim 30 further including the steps of:

configuring the gateway server to fetch the image from the indicated location;

resizing and scaling the image;

translating the reference to the image from a HTTP URL into a file path on the client device; and

transmitting the resized image and its reference to the client device for use by the web application.

32 (Original) A method of claim 31 further including the step of interpreting by the browser the references from the web application and rendering the images on the client device.

33 (Original) A method of claim 32 further including the steps of:

allowing by the web application the user to select from among the displayed images; and

performing a function on the selected images.

34 (Original) A method of claim 33 further including the step of configuring the customized browser to report the image contents of the client device automatically.

35 (Original) A method of claim 34 further including the step of configuring the customized browser to report the image contents of the client device by request.

36 (Original) A method of claim 35 further including the step of showing available web applications to the user via hyperlinks on a web page.

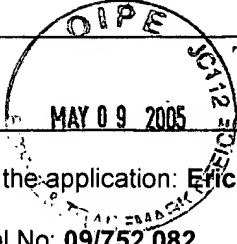
37 (Original) A method of claim 36 further including the step of including metadata for each image in the list sent from the gateway server to the web application.

APPENDIX B

EVIDENCE

(NONE)

APPENDIX C
RELATED PROCEEDINGS
(NONE)

 TRANSMITTAL FORM	Attorney Docket No. P212/1976P
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AF
JFW

In re the application: **Eric C. ANDERSON**

Confirmation No: **4003**

Serial No: **09/752,082**

Group Art Unit: **2157**

Filed: **December 29, 2000**


Examiner: **Coffy, Emmanuel**

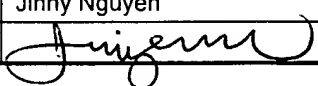
For: **Meta-Application Architecture For Integrating Photo-Service Websites For Browser-Enabled Devices**

ENCLOSURES (check all that apply)			
<input type="checkbox"/>	Amendment/Reply	<input type="checkbox"/>	Assignment and Recordation Cover Sheet
<input type="checkbox"/>	After Final	<input type="checkbox"/>	Part B-Issue Fee Transmittal
<input type="checkbox"/>	Information disclosure statement	<input type="checkbox"/>	Letter to Draftsman
<input type="checkbox"/>	Form 1449	<input type="checkbox"/>	Drawings
<input type="checkbox"/>	(X) Copies of References	<input type="checkbox"/>	Petition
<input checked="" type="checkbox"/>	Extension of Time Request *	<input type="checkbox"/>	Fee Address Indication Form
<input type="checkbox"/>	Express Abandonment	<input type="checkbox"/>	Terminal Disclaimer
<input type="checkbox"/>	Certified Copy of Priority Doc	<input type="checkbox"/>	Power of Attorney and Revocation of Prior Powers
<input type="checkbox"/>	Response to Incomplete Appln	<input type="checkbox"/>	Change of Correspondence Address
<input type="checkbox"/>	Response to Missing Parts	*Extension of Term: Pursuant to 37 CFR 1.136, Applicant petitions the Commissioner to extend the time for response for one month(s), From April 7, 2005 to May 7, 2005.	
<input type="checkbox"/>	Executed Declaration by Inventor(s)		

CLAIMS					
FOR	Claims Remaining After Amendment	Highest # of Claims Previously Paid For	Extra Claims	RATE	FEE
Total Claims	37	37	0	\$ 50.00	\$ 0.00
4	4	4	0	\$200.00	\$ 0.00
				Total Fees	\$ 0.00

METHOD OF PAYMENT	
<input checked="" type="checkbox"/>	Check no.8592 in the amount of \$620.00 is enclosed for payment of appeal and extension fees.
<input type="checkbox"/>	Charge \$ _____ to Deposit Account No. _____ (Account Holder Name) for payment of fees.
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Attorney Name	Stephen G. Sullivan, Reg. No. 38,329
Signature	
Date	May 6, 2005

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Appeal Brief-Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 6, 2005	
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